

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re: PETROBRAS SECURITIES
LITIGATION

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ALL CASES

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DATE FILED: <u>9/10/19</u>

14-cv-9662 (JSR)

STIPULATION AND [PROPOSED] ORDER

WHEREAS, on July 30, 2018, Richard Gielata, Emelina Gielata and Joseph Gielata (the "Gielatas") filed a Notice of Appeal from the June 25, 2018 Opinion and Order and the July 2 Final Judgment approving the class action settlement;

WHEREAS, on September 20, 2018, this Court ordered the Gielatas to post a bond for costs on appeal of \$50,000 under FRAP 7 (Docket #896);

WHEREAS, on August 30, 2019, the Second Circuit Court of Appeals entered a summary order affirming the district court's approval of the class action settlement;

WHEREAS, the Gielatas waived any further appeal and agreed to expedite issuance of the mandate, and the class plaintiffs and defendant Petróleo Brasileiro S.A. – Petrobras agreed to waive any costs on appeal;

NOW, THEREFORE, the parties agree, and request that the Court order as follows:

1. The Clerk of the Court shall release the FRAP 7 bond for costs on appeal.
2. The Clerk shall issue a check payable to Joseph Gielata in the amount of \$50,000.

Date: September 3, 2019
New York, NY

Stipulated and agreed to by:

POMERANTZ LLP



By: _____

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Settlement Class*

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Attorneys for the Petrobras Defendants

By: _____

Joseph N. Gielata
Emelina Gielata
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7811 Eads Avenue #207
La Jolla, CA 92037
(302) 507-4400
gielata@gmail.com

SO ORDERED.

Dated: _____

Honorable Jed S. Rakoff
United States District Judge

Date: September 3, 2019
New York, NY

Stipulated and agreed to by:

POMERANTZ LLP

By: _____

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SO ORDERED.

Dated: _____

Honorable Jed S. Rakoff
United States District Judge

Date: September 3, 2019
New York, NY

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Emelina Gielata
Richard J. Gielata

SO ORDERED.

Jed S. Rakoff

Honorable Jed S. Rakoff
United States District Judge

Dated: 9/6/19

Certificate of Service

I hereby certify that on September 4, 2019, I caused a true and correct copy of the foregoing Stipulation and Proposed Order to be electronically served by operation of the Court's electronic filing system, and to be served by mail upon:

Joseph Gielata
7811 Eads Ave., #207
La Jolla, California 92037

Richard Gielata
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Coraopolis, Pennsylvania 15108

Emelina Gielata
100 Westbury Drive
Coraopolis, Pennsylvania 15108

Dated: September 4, 2019
New York, New York

/s/ Jeremy A. Lieberman
Jeremy A. Lieberman